

Gray Cary Ware & Freidenrich LLP

DOCKET NO. HIRA1140
BOX CPA
Washington, D.C. 20231
November 19, 2001
Page One



1651 CPA ✓
#12
Dmt
1-28-02
RECEIVED

JAN 23 2002

TECH CENTER 1600/2900

November 19, 2001

Box CPA

Assistant Commissioner for Patents
Washington, D.C. 20231

Re: Attorney Docket No. HIRA1140

This paper is a request for a continued prosecution application under 37 C.F.R. 1.53(d) of:

Prior Application No: 09/408,142
Title: METHODS FOR PRODUCING L-ASPARTIC ACID
Filing Date: September 29, 1999
Inventors: Masaharu Mukouyama, Shinzo Yasuda, and Satomi Komatsuzarki
Attorney Docket No.: HIRA1140

This request for a CPA is the reference to the prior application noted above as required by 35 U.S.C. § 120. Kindly abandon the prior application in favor of the continued proceedings that are requested herein.

The prior application is assigned of record to Nipon Shokubai Co., Ltd., by virtue of an Assignment submitted to the Patent and Trademark Office for recording on September 29, 1999 at reel 101290/frame number 0602.

"EXPRESS MAIL" Mailing Label Number EV 047298352US

Date of Deposit November 19, 2001

I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as **Express Mail Post Office to Addressee** with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Jason Berry

Name

Signature

01/18/2002 TBESHAH1 00000050 09408142
01 FC:131 740.00 OP

Gray Cary Ware & Freidenrich LLP

DOCKET NO. HIRA1140

BOX CPA

Washington, D.C. 20231

November 19, 2001

Page Two

This request includes 3 sheets, and the following:

- Preliminary Amendment (12 pages)
- Petition for Extension of Time (2 pages);
- Postcard;
- Check for \$1140.00.

The entire disclosure of the prior application is considered as being part of the disclosure of accompanying application and is incorporated by reference.

Please enter the unentered Preliminary Amendment in response to Final Office Action mailed June 18, 2001.

Basic filing fee	\$740.00
Total claims in excess of 20 times () \$18.00	\$0.00
Independent claims in excess of 3 times () \$80.00	\$0.00
Multiple dependent claims	\$0.00
Total filing fee:	\$740.00

A check in the amount of \$1140.00 for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 50-1355, referencing the attorney docket number shown above.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please call the undersigned at 858-677-1456.

Gray Cary Ware & Freidenrich LLP

DOCKET NO. HIRA1140

BOX CPA

Washington, D.C. 20231

November 19, 2001

Page Three

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Lisa A. Haile, Ph.D.

Gray Cary Ware & Freidenrich LLP

4365 Executive Drive, Suite 1100

San Diego, CA 92121-2133

Telephone: (858) 677-1456

Facsimile: (858) 677-1465

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP



Lisa A. Haile, Ph.D.

Registration No. 38,347

11/19/01
Date

Enclosures